IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 18TH MAY 2007 / 28TH VAISAKHA 1929

Crl.MC.No. 1457 of 2007()

CMP.2493/2007 of JUDL.MAGISTRATE OF FIRST CLASS COURT, TIRUR

.....

PETITIONER: ACCUSED:

FAISAL, S/O. SAINUDHEEN,
AGED 35 YEARS, PALLAIPARAMBIL HOUSE,
PACHATTIRI AMSOM, PARAVANNA POST,MALAPPURAM DIST.

BY ADV. SRI.K.P.MUJEEB

RESPONDENTS:

1. **THE DISTRICT COLLECTOR, MALAPPURAM.**
2. **REVENUE DIVISIONAL OFFICER, TIRUR.**
3. **TAHSILDAR, TIRUR.**
4. **SUB INSPECTOR OF POLICE, TIRUR.**
5. **STATE OF KERALA,**
   REPRESENTED BY PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.V.T.K.MOHANAN

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 18/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRLM.C. NO. 1457 of OF 2007

Dated , 18th May, 2006

ORDER

The petitioner has sought for getting interim custody of the vehicle , i.e. Tata 407 mini lorry bearing Regn.No.KL-10/U-8610 which was taken into custody on 24-4-2007 allegedly while transporting river sand. It is submitted that the vehicle is kept in the police station exposed to sun and rain.

2. On instructions, the Government Pleader submitted that the vehicle is seized on the instructions of the Tahsildar and the proceedings are pending before the District Collector, Malappuram.

In the circumstances, the District Collector or the concerned is directed to allow interim custody of the vehicle to the petitioner on his making a cash deposit of Rs.10,000/- and on executing bond for Rs.25,000/- and on such terms as may be specified, and subject to the orders in confiscation proceedings.

The Crl.M.C. is disposed of as above.

(K.R.UDAYABHANU)

kvm/- JUDGE.

CRA 2

Kvm/-

kvm/-